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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 10-0376 JSW
Plaintiff,)	
v.)	JOINT FILING REGARDING FINAL
)	PROPOSED JURY INSTRUCTIONS
OSHAN COOK,)	
Defendant.)	

The parties met and conferred in person regarding the Proposed Final Jury Instructions.
The parties agree as follows:

What is Not Evidence (on page 6)

The parties agree that the highlighted language at lines 13-14 should be stricken.

Defendant's Decision not to Testify (on page 8)

The parties agree that the text from lines 4 through 8 should be stricken.

Government's Use of Undercover Agents and Informants (on page 16)

The parties propose that the words "and from an informant James Edmonds, who were both" be stricken from line 3, and that "who was" should be inserted in place of those words.

Conspiracy – Elements (on page 20)

The parties agree that the word "which" should be stricken from line 3. The parties agree to the highlighted proposed modification, and agree that the sentence from lines 13 - 15 should read "'To distribute' means to deliver or transfer possession of a controlled substance to another person, with or without any financial interest in that transaction."

Additionally, the parties agree that the following instructions should be stricken in their entirety:

Other Crimes, Wrongs or Acts of Defendant (on page 13);

Impeachment Evidence – Witness (on page 14);

Testimony of Witness Involving Guilty Plea (on page 15);

Summaries Not Received in Evidence (on page 18); and,

Charts and Summaries in Evidence (on page 19).

DATED: July 24, 2012

Respectfully submitted,

MELINDA HAAG
United States Attorney

/s/
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PETER B. AXELROD
Assistant United States Attorneys

DATED: July 24, 2012

/s/
DORON WEINBERG
Attorney for Defendant Oshan Cook